



# CALIFORNIA SENIOR LEGISLATURE

May 2011

MEMBER NEWS

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Improving the Quality of Life for Aging Californians

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## OCTOBER SESSION 2011

The new abbreviated schedule for the October 2011 Annual Legislative Session is ready. Copies are available and can be viewed and printed by visiting the CSL website at [www.4csl.org](http://www.4csl.org).

The **Equipment Program Advisory Committee (EPAC)** announces the availability of a consumer seat representing the "Hard of Hearing Community." To learn more about the seat or to apply, visit [www.ddtp.org](http://www.ddtp.org) or call the EPAC Committee Coordinator at (510) 302-1147.

## Chair's Corner

*By Richard Dahlgren*

I hope that you are enjoying the warmer weather! The news this month addresses a variety of topics, including the "Focus on 30" fundraising campaign, the October 2011 Annual Legislative Session planning and sponsorship opportunities.

## SPONSORS ARE NEEDED FOR OCTOBER!

Our members have unique local relationships and valuable connections in the community. As we start our fund-raising campaign to support the 2011 October Annual Session, we encourage members to invite their friends and business colleagues to consider purchasing message space in the Annual Session Program Book. The [CSL Program Book Information Form](#) for the 2011 session can be found at [www.4csl.org](http://www.4csl.org).

The Information Form provides ad rates and also gives people the opportunity to contribute without purchasing ad space.

Please promote with City Council members, County Boards of Supervisors, City

Commissioners, Chambers of Commerce, and other key leaders in your community. Members are also welcome to place an ad in the Annual Session Program Book-business card size to a full page, Black & White or Color! CSL depends on these donations to support special events during the October Annual Legislative Session. Thank you!

## FOCUS ON 30

All CSL members are encouraged to contribute \$30 to CSL as part of the "Focus on 30" campaign in recognition of the 30th anniversary of the CSL. We are currently in our 30th year, preparing for the 31st Annual Session in October 2011. Your contributions made a big difference last year- so please donate \$30 to the California Foundation on Aging/CSL Fund. (Tax Exempt ID# 77-0187875).

**Code 402** contributions are coming in strong with \$104,763 reported for April 2011. Keep up the good work.

-Rick Dahlgren  
Chair, Joint Rules Committee

## HONORING SENIOR SENATOR ANNE MACK

Anne Manfredi Mack  
Resident of Palo Alto  
Aug. 6 1928 - April 22, 2011

Anne peacefully passed away April 22, 2011, surrounded by family. Anne is survived by her 6 children, Roberta, Ron, Ralph, Royanne, Renee and Russell; 12 Grandchildren, and 7 Great-grandchildren.

She was born in Detroit, MI, to Frank and Camille Manfredi. She married Leslie B. Lewis in 1946 and moved to California in 1954. She married Robert T. Mack Jr. in 1969, who preceded her in death on August 1, 1988. After retiring from Lockheed in 1991, she became a full time advocate for seniors and senior issues. She was elected to the California Senior Legislature in 1998, and served in both houses. Her last elected position was Chair of the Legislative Committee, which she held since 2006. She's been on the board of directors of the Senior Care Commission, Congress of California Seniors and Chair of the Advisory Council of Council on Aging. She was active in FORUM (Federation of Retired Union Members), California Alliance for Retired Americans, elected to the 21st Assembly District Santa Clara County Democratic Central Committee, and IAM&AW Retirees Task Force. She was a 25 Gallon Blood donor and volunteered

as a CPR Instructor for over 20 years. Anne will be remembered most for her infectious smile, generosity and passion for those less fortunate.

**Source: San Jose Mercury News/San Mateo County Times from April 30 to May 7, 2011**

For over 13 years, Anne Mack was a dedicated leader with the California Senior Legislature (CSL) and advocated on behalf of older people addressing a wide variety of issues ranging from promoting the availability of low cost housing to improving Medicare coverage, and working for protections and rights for nursing home residents. The perpetual Anne Mack Advocacy Award was established by the CSL in April 2011 as a way to memorialize Anne's many contributions to the CSL and the State of California. Contributions to the CSL in Anne's memory may be sent to the California Foundation on Aging/CSL, 1020 N Street, Room 513, Sacramento, CA, 95814. (Tax Exempt ID #77-0187875).

### MEMBERS IN ACTION

**Senior Senator Jack Alderson** - also known as "I am Senator Jack, thank you" of Humboldt County - PSA 1 recently presented at the Southwest Eureka Rotary meeting on CSL and Code 402.



Senior Assembly Member Allan Hurst testifying in support of AB 210 "Emergency Medical Services" with bill author Assembly Member Jose Solorio- (photographer: Senior Senator Sol Fingold, PSA 19)

**Senior Assembly Member Allan Hurst** of Riverside County - PSA 21 was invited to interview with a local television program and discuss the CSL.

**Senior Senator Shirley Krohn** of Contra Costa County- PSA 7 is on the speakers circuit! Shirley recently spoke to nearly 100 seniors at the Lafayette Community Foundation's "Secrets of Dynamic Aging" event on "Staying Safe in Your Home and Beyond.". On May 17, 2011, Shirley will present as a part of the John Muir Health "Listen to the Experts" series, and present on "Volunteerism...is it Right for YOU?" Then in June, Shirley will be addressing a group at the new Walnut Creek Library on "Gray Matters: Challenges of an Aging Society". Lastly, Shirley published an article entitled, "California Elder Justice Group" in the May/June 2011 issue of *Victimization of the Elderly and Disabled*.

## Remembering Senior Senator

### J. D. Leitaker

J.D. was born and raised in Susanville, California, and died on February 6, 2011 at the age of 79. He attended local schools and was the first in his family to graduate from college. He attended the University of the Pacific (UOP) on a full scholarship. During his years at the university, he was a member of the football team. He graduated with a Masters Degree in Business and Physical Education.

J.D. was veteran of the Korean War, serving as a Corporal with the 5th Calvary Division. He served 25 years in the Anderson School District as Vice Principal, Principal and Superintendent.

J.D. Leitaker was very active in retirement, serving on the local Area Agency on Aging Advisory Board and as a member of the California State Association of California School Administrators Retirement Committee. In addition, J.D. was active in the Redding Rodeo Association, Redding Sheriff's Posse Search and Rescue Equestrian Drill Team and Anderson VFW, Post #9650. J.D. Leitaker served as a Senior Senator since 2008 with the California Senior Legislature and also as a regional coordinator for the AARP. J.D. leaves a wife of 55 years, two daughters, four grandchildren, a sister, a brother and numerous nieces and nephews.

Source: The Redding Record Searchlight, February 9, 2011, the Allen & Dahl Funeral Chapel

## Remembering Senior Senator

### Marion Francis Faustman

Marion Faustman died February 7, 2011 at the age of 92. Marion was active in many organizations. She was a member of the Women Democrats of Place County, CA, and received their 2003 Eleanor Roosevelt Award. She served as a member of the Senior Legislature from 1985 until her death, and initiated legislation to help women, seniors, and the disabled. She was also regional chair of the Congress of California Seniors, Chair of the Advisory Council of Area 4 on Aging, and several times President of AARP 1474. In addition, she was a long-time member of the League of Women Voters and presented election and initiative information to many civic groups.

Marion was born in Cameroon, West Africa, at the end of World War I and moved back and forth between her missionary parents in Africa and relatives in the United States. Consequently she had a varied school experience.

She held several jobs to finance a liberal arts education, and was chosen by the Dean of Women as one student who might comfortably converse with Eleanor Roosevelt when she visited the campus. She had a distinguished career in the field of education, and spent her entire life on issues that Eleanor Roosevelt espoused.

Source: [www.legacy.com](http://www.legacy.com), and the Older Women's League of California

## TRAVEL EXPENSE CLAIMS

We're back again with another exciting installment of suggestions to ensure that your travel expense claim (TEC) is processed quickly and efficiently...which means money back in your pocket sooner!

1. Note only the last four digits of your social security number on the form.

2. Paperclip a copy of the appropriate CSL agenda to your TEC. We always need to show "what, why and where" about your travel. So, if you clip your meeting agenda to your claim form, the paperwork will move out of the CSL office to accounting services much faster.

3. Please submit your TEC within 60 days after your trip. This ensures that the claim is processed in a timely manner, and also helps the Joint Rules Committee monitor revenue and expenses, and allocate resources accordingly.

The TECs are reviewed and sent to the Department of General Services (DGS) once a week from the CSL office. Once the form is delivered to the DGS, they have ten days to process. When the DGS is finished, they send it to the State Controller's Office (SCO) and they have ten days to process. In total, it will take approximately four to five weeks for processing.

**Joint Rules Committee Meetings**

February 14-15, 2011      Sacramento  
 April 11-12, 2011      Sacramento  
**June 13-14, 2011      Sacramento**  
 September 12-13, 2011      Sacramento  
 October 24-27, 2011      Sacramento

**Legislative Committee Meetings**

February 15-16, 2011      Sacramento  
 April 26-27, 2011      Sacramento with the Alternates  
**July 12-13, 2011      Sacramento**

**California Commission on Aging Meetings**

<u>Date</u>	<u>Location</u>	<u>Field Hearing Topic</u>
February 1-2, 2011	Sacramento	Celebrating Caregiving in California
April 5-6, 2011	Santa Cruz	Celebrating Caregiving in California (II)
June 28-29, 2011	San Diego	TBA
September 13-14, 2011	Roseville	TBA
November 14-15, 2011	Los Angeles	Statewide Senior Center Forum

California Senior Legislature  
 1020 N Street, Room 513  
 Sacramento, CA 95814

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**LEGISLATION WE SUPPORT, SPONSOR and/or CO-SPONSOR  
(includes CSL PROPOSALS ARE NOW LEGISLATIVE BILLS)****ASSEMBLY BILLS****AB 6 (Fuentes)**

This bill repeals provisions relating to fingerprinting for eligibility purposes under the CalWORKS and CalFresh programs, and also repeals the quarterly reporting requirements under the CalWORKS program. In addition, the bill would require the development of a utility assistance initiative.

**AB 20 (Halderman)**

This bill requires an attorney who solicits or consults with a client for purposes of filing a residential construction defect action to provide certain written information to the client, including a description of a seller's duty to disclose certain facts concerning real property.

**AB 40 (Yamada)**

Requires the mandated reporter to report elder abuse to both the local ombudsperson and the local law enforcement agency. Makes various technical, non-substantive changes.

**CSL proposal AP-12/Loh, CSL is sponsor.**

**AB 52 (Feuer)**

Requires a health care service plan (HMO) or health insurer that issues individual or group contracts or policies to file with the State Department of Managed Health Care or the Department of Insurance a complete rate application for any proposed rate, or rate change.

**AB 56 ( Hill)**

Prohibits a public utility from recovering any fine or penalty in any rate approved by the Public Utilities Commission. The bill requires the utility to file reports with specified entities describing how the utility is spending ratepayer funds approved for expenditure by the commission.

**AB 69 ( Beall)**

Relates to the CalFresh Program. Requires the Department of Social Services seek a federal waiver, demonstration project or other authority to establish a pilot project in 2 areas of the state to more easily enroll eligible recipients into the CalFresh program.

**AB 138 (Beall)**

This bill would require, if specified conditions are met, the department to report data from the Elder Economic Security Standard Index (Elder Index), as defined, for each service area included in the state plan.

**CSL Proposal AP-16 (2008)/Young, CSL is co-sponsor.**

**AB 151 (Monning)**

This bill requires an insurer to make available Medicare Supplemental benefit plans, A, B,C and F, and benefit plan K and L, or benefit plan M or N. The bill also extends eligibility for specific Medicare supplemental coverage to individuals enrolled in an Medicare Advantage (HMO) plan that increases its premium.

**AB 210 (Solario)**

This bill amends existing law that establishes the Emergency medical Services System and the Prehospital Emergency Medical Care Personnel Act. It requires the membership of an emergency medical care committee in each county to be representative of the emergency medical service system.

**AB 310 (Ma)**

This bill prohibits health care service plans and health insurers that offer prescription drug coverage from creating specialty tiers for prescription drugs that require payment by an enrollee or insured of a percentage cost of the drugs.

**AB 332 (Butler)**

Amends existing law regarding identity theft and elder abuse and prescribes penalties for violations thereof. Increases the maximum fines for those offenses.

**CSL Proposal AP-11/Shontz, CSL is sponsor.**

**AB 367 (Smyth)**

This bill requires a county adult protective services agency or a local law enforcement agency to accept a report by a mandated reporter, or any other person, of suspected elder or dependent adult abuse even if the agency lacks jurisdiction to investigate the report, unless the call can be immediately transferred to an agency with proper jurisdiction.

**AB 533 (Yamada)**

Appropriates from the Federal Trust Fund, to the Department of Aging, the amount of federal funds contained in the Federal Trust Fund necessary to pay area agencies on aging for the administration of programs under their jurisdiction and to the Department of Rehabilitation, to pay independent living centers for the administration of programs under their jurisdiction.

**AB 579 (Monning)**

Permits the award of attorney's fees and, in some cases, other litigation expenses, to a local governmental entity in an action brought by the owner of a mobilehome park to challenge the validity or application of a local ordinance, rule, regulation, or initiative measure that regulates space rent or is intended to benefit or protect residents in a mobilehome park, if the local governmental entity is determined to be the prevailing party.

**CSL Proposal AP-23/Molnar, CSL is sponsor.**

**AB 641 (Feuer)**

This bill would improve oversight of skilled nursing facilities and protect their residents by ensuring citation appeals are properly dealt with in a timely manner and violations are met with a proper level of response

**AB 699 (Wagner)**

This bill would create a revocable transfer on death deed (TOD), which would transfer real property on the death of its owner without a probate proceeding. Provides the revocable deed must be signed, dated, acknowledged, and recorded to be effective.

**AB 999 (Yamada)**

Creates the revocable transfer on death deed which would transfer real property on the death of its owner without a probate proceeding. Provides the revocable deed must be signed, dated, acknowledged, and recorded to be effective. Voids revocable deed if, at the time of the owner's death, the property is titled in joint tenancy or as community property with right of survivorship. Provides a person who feloniously and intentional kills a decedent is not entitled generally to property and interests.

**AB 1090 (Blumenfield)**

Establishes the County Deferred Property Tax Program for Senior Citizens and Disabled Citizens. Authorizes a participating county to defer a claimant's property taxes retroactively, for property taxes due on or before a specified date and prospectively. Requires the amount of property taxes deferred, plus any interest accrued thereon, to be secured by a county property tax lien.

**CSL Proposal AP-23/Molnar, CSL is sponsor.**

**AB 1142 (Chesbro)**

Prohibits a residential care facility for the elderly from assessing personal care fees on notice of the death of a resident, and prohibits the facility from assessing fees for the residential living unit of a deceased resident once all personal property of the deceased is removed, and requires that the admission agreement clearly explain this prohibition.

**AB 1293 (Blumenfield)**

Authorizes the prosecuting agency in conjunction with a criminal proceeding alleging theft or embezzlement of property worth a minimum amount to file a petition of forfeiture with the superior court of the county in which the defendant has been charged with an underlying criminal offense, and alleging that the defendant has acquired the property or proceeds through theft or embezzlement of an elder or dependent adult's property.

**ASSEMBLY RESOLUTION****ACR 23 (Ma)**

This Assembly Concurrent Resolution designates March 2011 as Colorectal Cancer Awareness Month.

**SENATE BILLS****SB 33 (Simitian)**

Makes a technical change to existing law providing that a county adult protective services office and a long-term care ombudsman, when investigating the financial abuse of an elder or dependent adult, is not prohibited from requesting financial information from a financial institution. Amends the Elder Abuse and Dependent Adult Civil Protection Act. Provides for mandated reporters of suspected financial abuse.

**CSL Proposal AP-34/Krohn, CSL is sponsor.**

**SB 44 (Corbett)**

Requires the Public Utilities Commission to open an appropriate proceeding or expand the scope of an existing proceeding to establish compatible emergency response standards that owners or operators of commission-regulated gas pipeline facilities would be required to follow.

**SB 51 (Alquist)**

Relates to the federal Affordable Care Act of that prohibits a health insurance issuer from establishing lifetime limits or unreasonable annual limits on the dollar value of benefits for any participant or beneficiary. Requires the issuance of guidance and regulations relating to medical loss ratios.

**SB 345 (Wolk)**

Amends provisions of existing law that requires the Department of Aging to establish an advisory council for the Office of the State Long-Term Care Ombudsman to provide advice and consultation on issues affecting the provisions of ombudsman services. Deletes these provisions.

**CSL Proposal AP-32/Krohn, CSL is sponsor.**

**SB 411 (Price)**

The bill requires a home care organization to inform a client of important information before arranging for the provision of home care services, such as, the types and hours of available home care services and the extent to which payment may be expected from specified sources.

**CSL is co-sponsor.**

**SB 444 (Evans)**

Amends the Subdivision Map Act as regards subdivisions and rental mobilehome park conversions. Clarifies that a local agency is required to consider the results of a survey in making its decision to approve, or disapprove the map if it finds that the results of the survey have not demonstrated adequate resident support.

**SB 529 (Correa)**

Requires the Department of Aging, in consultation with the Commission on Aging, the area agencies on aging, and the Office of the State Long-Term Care Ombudsman, to develop a long-term care strategic plan to provide guidance and temporary funding for community-based programs that serve seniors.

**CSL Proposal SP-11/Levy, CSL is sponsor.**

**SB 558 (Simitian)**

Changes the standard of proof that a defendant is liable for physical abuse or neglect of an elder or dependent adult and the defendant has also been guilty of recklessness, oppression, fraud, or malice in the commission of the abuse. Requires that the conditions regarding the imposition of punitive damages on an employer be satisfied before any punitive damages may be imposed against an employer found to be liable for physical abuse.

**SB 586 (Pavley)**

Amends the Banking Law and the California Credit Union Law. Regulates the issuance or use of a signature stamp in financial transactions. Provides for the offense of using a signature stamp in a financial transaction without the express written authorization of a stamp holder who is an elder or dependent adult.

**CSL is co-sponsor.**

**SB 840 (Evans)**

Amends existing law requiring the owner of a dwelling intended for human occupancy to install a carbon monoxide device approved by the State Fire Marshall. Includes residential care facilities among the types of dwellings that are subject to those requirements.

**SB 897 (Leno)**

Relates to the California Residential Care Facilities for the Elderly (RCFE) Act. Enacts the RCFE Residents Foreclosure Protection act of 2011, requires the licensee of a facility to notify the department of the State Long-Term Care Ombudsman, and authorizes the department to initiate a compliance plan, noncompliance conference, or other appropriate action.

**CSL is co-sponsor.**

**SB 924 (Walters)**

The bill would allow consumers to receive the fiscal and physical benefits of directly accessing physical therapy services without increasing their risk of physical harm or expanding the scope of practice for a Physical Therapist.

**SENATE RESOLUTION****SCR 32 (Correa)**

This Senate Concurrent Resolution declares May 2011 and each May thereafter as "Senior Volunteer Month" to honor the contributions of California's senior volunteers.

**CSL Proposal SP-13/Kim-Selby, CSL is sponsor.**

Read more information about hearing dates and other issues related to these bills by visiting the CSL website at

[www.4csl.org](http://www.4csl.org)  
**READ MORE**